



PTO/SB/31 (02-01)

November 4, 2002 Date

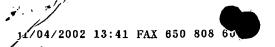
Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it displays a valid CMB cooling number NOTICE OF APPEAL FROM THE EXAMINER TO THE Docket Number (Optional) **BOARD OF PATENT APPEALS AND INTERFERENCES** P-061-R2 I hereby certify that this correspondence is being In re Application of facsimile transmitted to the Commissioner for Patents, Burton G. CHRISTENSEN et al. Washington D.C. 20231 on November 4, 2002 **Application Number** Filed facsimile number: (703) 872-9307 (TC1600 after final). 09/457,926 December 8, 1999 ൈ Typed or printed **NOVEL ANTI-BACTERIAL AGENTS** Name Joyce Cohen, Reg. No. 44,622 Group Art Unit Examiner 1627 M. Garcia Baker Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner. The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 320.00. Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 160.00. A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0344 . I have enclosed a duplicate copy of this sheet. A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card Information and authorization on PTO-2038. I am the applicant/inventor. assignee of record of the entire interest. See 37 CFR 3.71. 11/13/2002 HDENDY 000分別與中國於明神中 379年792 (b) is enclosed. (Form PTO/SB/96) 160.00 LH Joyce Cohen, Reg. No. 44,622 attorney or agent acting under 37 CFR 1.34(a). Typed or printed name Registration number if acting under 37 CFR 1.34(a).

> "Total of 2 forms are submitted. Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple

forms if more than one signature is required, see below.

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# of pages: (including this page) 5 pages

Re: U.S. Serial No. 09/457,926

Attorney Docket No.: P-061-RC2

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1 page

Notice of Appeal, 1-page submitted in duplicate

2 pages

Petition for Extension of Time, 1-page submitted in duplicate

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